

● PRINTER RUSH ●
(PTO ASSISTANCE)

Application :	Examiner :	GAU :
09/144313	<u>Escalante</u>	<u>2645</u>
From:	Location:	Date:
<u>cwc</u>	(IDC) FMF FDC	<u>3-9-06</u>
Tracking #:		Week Date:
<u>epm 09144313</u>		<u>2-6-06</u>

DOC CODE	DOC DATE	MISCELLANEOUS
<input type="checkbox"/> 1449	_____	<input type="checkbox"/> Continuing Data
<input type="checkbox"/> IDS	_____	<input type="checkbox"/> Foreign Priority
<input type="checkbox"/> CLM	_____	<input type="checkbox"/> Document Legibility
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<input type="checkbox"/> SRFW	_____	<input type="checkbox"/> Other
<input type="checkbox"/> DRW	_____	
<input checked="" type="checkbox"/> OATH	12-21-99	
<input type="checkbox"/> 312	_____	
<input type="checkbox"/> SPEC	_____	

[RUSH] MESSAGE:

① There is no signed oath in file.

Thank you

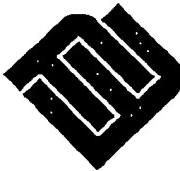
[XRUSH] RESPONSE:

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INITIALS: 

NOTE: This form will be included as part of the official USPTO record, with the Response document coded as XRUSH.
REV 10/04

**FENWICK & WEST LLP**

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FACSIMILE TRANSMISSION**CONFIDENTIAL****DATE:** April 3, 2006**CLIENT-MATTER NO.:** 18279-05700**To:**

NAME	FAX NO.	PHONE NO.
Rori Burch Publishing Division USPTO	703-308-6642	

FROM: Dorian Cartwright**PHONE:** (650) 335-7247

NUMBER OF PAGES WITH COVER PAGE: 8

ORIGINAL WILL NOT FOLLOW

MESSAGE:

RE: U.S. Patent Application No.: 09/144,313

CAUTION - CONFIDENTIAL

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE OR THEIR DESIGNEE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPY OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

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PTO/SB/21 (modified)

Approved for use through xx/xx/xx, OMB 0651-0031

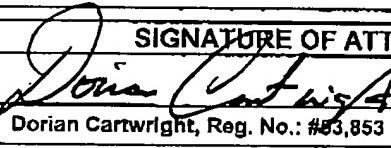
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

0001/PTO Rev. 10/95	U.S. Department of Commerce Patent and Trademark Office		Application Number	09/144,313
			Filing Date	August 31, 1998
			First Named Inventor	Jay L. Gainsboro
			Group Art Unit Number	2645
			Examiner Name	Gerald Gauthier
Total Number of Pages in This Submission	7	Attorney Docket Number	18279-05700	

ENCLOSURES (check all that apply)

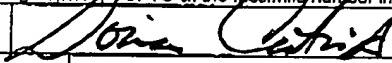
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| <input type="checkbox"/> Check Enclosed | | |
| <input type="checkbox"/> Return Receipt Postcard | <input type="checkbox"/> Letter to Chief Draftsperson | |
| <input checked="" type="checkbox"/> Response to Notice to File Corrected Application Papers | <input type="checkbox"/> Formal Drawing(s): <table border="0"> <tr><td>[] Sheet(s) of Figure(s) []</td></tr> </table> | [] Sheet(s) of Figure(s) [] |
| [] Sheet(s) of Figure(s) [] | | |
| <input type="checkbox"/> Assignment & Recordation Cover Sheet | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences | |
| <input type="checkbox"/> Declaration | <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) | |
| <input type="checkbox"/> Power of Attorney | <input type="checkbox"/> Certified Copy of Priority Document(s) | |
| <input type="checkbox"/> Application Data Sheet | <input checked="" type="checkbox"/> After Allowance Communication to Group | |
| <input type="checkbox"/> Information Disclosure Statement & PTO/SB/08A <table border="0"> <tr><td><input type="checkbox"/> Copies of IDS Cited References</td></tr> </table> | <input type="checkbox"/> Copies of IDS Cited References | <input type="checkbox"/> A copy of the Notice to File Corrected Application Papers |
| <input type="checkbox"/> Copies of IDS Cited References | | |
| <input type="checkbox"/> Request for Corrected Filing Receipt | <input type="checkbox"/> | |
| <input type="checkbox"/> Request for Correction of Recorded Assignment | <input type="checkbox"/> | |
| <input type="checkbox"/> Amendment/Response: [] Page(s) <table border="0"> <tr><td><input type="checkbox"/> After Final</td></tr> </table> | <input type="checkbox"/> After Final | <input type="checkbox"/> |
| <input type="checkbox"/> After Final | | |
| <input type="checkbox"/> Status Request | <input type="checkbox"/> | |
| <input type="checkbox"/> Revocation and Substitute Power of Attorney | <input type="checkbox"/> | |

REMARKS:**SIGNATURE OF ATTORNEY OR AGENT**

Signature:		
Attorney/Reg. No.:	Dorian Cartwright, Reg. No.: #83,853	Dated: 4/3/06

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence, including the enclosures identified above, is being transmitted on the date shown below via facsimile to: Roni Burch, Publishing Division, USPTO at the facsimile number indicated below.

Signature:		
Typed or Printed Name:	Dorian Cartwright	Dated: 4/3/06
Facsimile Number:	1-703-308-6642	

PATENT

IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

APPLICANTS: Jay L. Gainsboro *et al.*
SERIAL NO.: 09/144,313
FILING DATE: August 31, 1998
TITLE: COMPUTER-BASED METHOD AND APPARATUS FOR CONTROLLING,
MONITORING, RECORDING AND REPORTING TELEPHONE ACCESS
EXAMINER: Gerald Gauthier
GROUP ART UNIT: 2645
ATTY. DKT. NO.: 18279-05700 (600-015)

CERTIFICATE OF FACSIMILE TRANSMISSION			
I hereby certify that this correspondence, including the enclosures identified above, is being transmitted on the date shown below via facsimile to: Rori Burch, Publishing Division at the facsimile number indicated below.			
Signature:			
Typed or Printed Name:	Dorian Cartwright, Reg. No. 53,583	Dated:	4/3/06
Facsimile Number:	1-703-308-6642		

Rori Burch, Publishing Division
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

RESPONSE TO NOTICE TO FILE CORRECTED APPLICATION PAPERS

SIR:

Responsive to the Notice to File Corrected Application Papers dated March 20, 2006,
received in the above-identified patent application,

Enclosed are:

- a copy of the Notice to file Corrected Application Papers;
- an executed Declaration.

PATENT

Please note that the executed declaration was originally filed on December 17, 1999 in response to a notice of missing parts.

Date: 4/3/06

RESPECTFULLY SUBMITTED,
Jay L. Gainsboro *et al.*

By:



Dorian Cartwright
Registration No. 53,853
FENWICK & WEST LLP
801 California Street
Mountain View, CA 94041
Phone: (650) 335-7247
Fax: (650) 938-5200

DECLARATION
AND POWER OF ATTORNEY**COPY**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below at 201 et seq. underneath my name.

I believe I am the original, first and sole inventor if only one name is listed at 201 below, or an original, first and joint inventor if plural names are listed at 201 et seq. below, of the subject matter which is claimed and for which a patent is sought on the invention entitled COMPUTER-BASED METHOD AND APPARATUS FOR CONTROLLING, MONITORING, RECORDING AND REPORTING TELEPHONE ACCESS,

which is attached hereto which is identified as Application Serial No. 09/144,313, filed August 31, 1998.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119/§172 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED PRIOR TO THE FILING DATE OF THE APPLICATION			
APPLICATION NUMBER	COUNTRY	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 35 U.S.C. 119/172
			YES <input type="checkbox"/> NO <input type="checkbox"/>
			YES <input type="checkbox"/> NO <input type="checkbox"/>
			YES <input type="checkbox"/> NO <input type="checkbox"/>
			YES <input type="checkbox"/> NO <input type="checkbox"/>

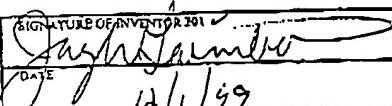
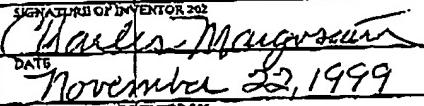
I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

APPLICATION SERIAL NO.	FILING DATE	STATUS		
		PATENTED	PENDING	ABANDONED
08/904,784	August 10, 1998		X	
08/904,784	August 1, 1997		X	
08/510,327	August 2, 1995	X		
08/229,517	April 19, 1994			X

POWER OF ATTORNEY: As a named inventor, I hereby appoint John F. Ward (Reg. No. 33,811) and John W. Olivo, Jr. (Reg. No. 35,634), whose address is Ward & Olivo, 708 Third Avenue, New York, New York 10017, and each of them, my attorneys, to prosecute this application, and to transact all business in the Patent and Trademark Office connected therewith.

SEND CORRESPONDENCE TO:		WARD & OLIVO 708 THIRD AVENUE NEW YORK NEW YORK 10017		DIRECT TELEPHONE CALLS TO: WARD & OLIVO (212) 697-6262	
2 0 1	FULL NAME OF INVENTOR	LAST NAME GAINSBORO	FIRST NAME JAY	MIDDLE NAME L.	
	RESIDENCE & CITIZENSHIP	CITY FRAMINGHAM	STATE OR FOREIGN COUNTRY MA	COUNTRY OF CITIZENSHIP UNITED STATES OF AMERICA	
	POST OFFICE ADDRESS	POST OFFICE ADDRESS 5 BANCROFT CIRCLE	CITY FRAMINGHAM	STATE OR COUNTRY MA	ZIP CODE 01701
2 0 2	FULL NAME OF INVENTOR	LAST NAME MARGOSIAN	FIRST NAME CHARLES	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY WAYLAND	STATE OR FOREIGN COUNTRY MA	COUNTRY OF CITIZENSHIP UNITED STATES OF AMERICA	
	POST OFFICE ADDRESS	POST OFFICE ADDRESS 6 BROOKS ROAD	CITY WAYLAND	STATE OR COUNTRY MA	ZIP CODE 01778
2 0 3	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE OR COUNTRY	ZIP CODE
2 0 4	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE OR COUNTRY	ZIP CODE
2 0 5	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE OR COUNTRY	ZIP CODE
2 0 6	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE OR COUNTRY	ZIP CODE

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

SIGNATURE OF INVENTOR 201 	SIGNATURE OF INVENTOR 202 	SIGNATURE OF INVENTOR 203
DATE 12/1/99	DATE November 22, 1999	DATE
SIGNATURE OF INVENTOR 204	SIGNATURE OF INVENTOR 205	SIGNATURE OF INVENTOR 206
DATE	DATE	DATE

**UNITED STATES PATENT AND TRADEMARK OFFICE**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Serial Number
09144313

Date Mailed
3/20/06

NOTICE TO FILE CORRECTED APPLICATION PAPERS***Notice of Allowance Mailed***

This application has been accorded an Allowance Date and is being prepared for issuance. The application, however, is incomplete for the reasons below.

Applicant is given 30 days from the mail date of this Notice within which to correct the informalities indicated below. A failure to reply will result in the application being ABANDONED. This period for reply is NOT extendable under 37 CFR 1.136 (a) or (b).

- ♦ Oath/declaration/ADS is missing the signatures for the inventors.
- ♦ 2nd inventor Chuck Margosian address is missing from the oath/declaration/ADS. Fax missing information to number below or e-mail PDF.
- ♦ For status updates visit <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR System, contact the Electronic Business Center (EBC) toll free at 866-217-9197.

APPLICANT MUST SUPPLY MISSING INFORMATION WITHIN 30 DAYS OF THE MAIL DATE OF THIS NOTICE.

A copy of this notice MUST be returned with the reply.


Rori Burch
USPTO
Publishing Division
Rori.burch@uspto.gov
Fax (703) 308-6642
703-305-0333 ext.135 (V)

END CORRESPONDENCE TO:

WARD
OLIVO
708 TERRACE
NEW YORK, NEW YORK 10017DIRECT TELEPHONE CALLS TO:
WARD & OLIVO
(212) 497-6262

FULL NAME OF INVENTOR RESIDENCE & CITIZENSHIP POST OFFICE ADDRESS	LAST NAME GAINSBORO CITY FRAMINGHAM POST OFFICE ADDRESS 5 BANCROFT CIRCLE	FIRST NAME JAY STATE OR FOREIGN COUNTRY MA CITY FRAMINGHAM	MIDDLE NAME L. COUNTRY OF CITIZENSHIP UNITED STATES OF AMERICA STATE OR COUNTRY MA ZIP CODE 01701
FULL NAME OF INVENTOR RESIDENCE & CITIZENSHIP POST OFFICE ADDRESS	LAST NAME MARGOSIAN CITY POST OFFICE ADDRESS	FIRST NAME CHUCK STATE OR FOREIGN COUNTRY CITY	MIDDLE NAME COUNTRY OF CITIZENSHIP UNITED STATES OF AMERICA STATE OR COUNTRY ZIP CODE
FULL NAME OF INVENTOR RESIDENCE & CITIZENSHIP POST OFFICE ADDRESS	LAST NAME CITY POST OFFICE ADDRESS	FIRST NAME STATE OR FOREIGN COUNTRY CITY	MIDDLE NAME COUNTRY OF CITIZENSHIP STATE OR COUNTRY ZIP CODE
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

SIGNATURE OF INVENTOR 201 DATE	SIGNATURE OF INVENTOR 202 DATE	SIGNATURE OF INVENTOR 203 DATE
SIGNATURE OF INVENTOR 204 DATE	SIGNATURE OF INVENTOR 205 DATE	SIGNATURE OF INVENTOR 206 DATE